

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. OCT 10 1985

Returned to applicant for correction. _____

Corrected application filed. _____ Map filed OCT 10 1985

The applicant ESTRELLA CATTLE COMPANY, a partnership

SHANDON ST. RTE of PASO ROBLES
Street and No. or P.O. Box No. City or Town

CA 93446 hereby make S application for permission to change the
State and Zip Code No.

POINT OF DIVERSION
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 39819
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 6.0 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for irrigation & Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for same
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point NE 1/4 SE 1/4, Sec. 16, T.9N., R.27E.
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.

16 bears S 18° 30' 00"E a distance of 2120.00'

6. The existing permitted point of diversion is located within SE 1/4 NE 1/4, Sec 16, T9N., R.27E.
If point of diversion is not changed, do not answer.

M.D.B.&M., or at a point from which the SE corner of said section

16 bears S 11° 26' 08" E a distance of 3122.46'

7. Proposed place of use See attached "Exhibit A" (no change)
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use No change
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, pump and irrigation system
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$50,000

13. Estimated time required to construct works Two years

14. Estimated time required to complete the application of water to beneficial use. 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

By s/ Katherine A Rice Agent
P.O. Box 130
Smith, NV 89430

Compared jm/ dn js/bc

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 39819 is issued subject to the terms and conditions imposed in said Permit 39819 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

No perforations shall be put in the production casing from ground level to 100 feet.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 6.0 cubic feet per second, but not to exceed a

yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before August 4, 1986

Proof of completion of work shall be filed before September 4, 1986

Application of water to beneficial use shall be made on or before August 4, 1988

Proof of the application of water to beneficial use shall be filed on or before September 4, 1988

Map in support of proof of beneficial use shall be filed on or before September 4, 1988

Completion of work filed _____ IN TESTIMONY WHEREOF, I PETER G. MORROS,

State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed _____

my office, this 28th day of February,

Cultural map filed _____

A.D. 19 86

Certificate No. _____ Issued _____

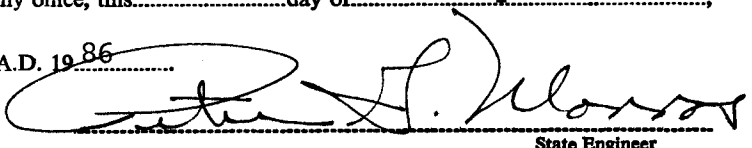

State Engineer

EXHIBIT "A"

PORTIONS OF:

| | | | |
|----------------|---------|-----------|----------|
| SE 1/4 SW 1/4 | Sec. 33 | T. 10 N. | R. 27 E. |
| SW 1/4 SE 1/4 | Sec. 33 | T. 10 N., | R. 27 E. |
| E 1/2 NW 1/4 | Sec. 4 | T. 9 N., | R. 27 E. |
| W 1/2 NE 1/4, | Sec. 4 | T. 9 N., | R. 27 E. |
| SW 1/4 | Sec. 4 | T. 9 N., | R. 27 E. |
| SW 1/4 SE 1/4 | Sec. 4 | T. 9 N., | R. 27 E. |
| NE 1/4 NW 1/4 | Sec. 9 | T. 9 N., | R. 27 E. |
| W 1/2 NE 1/4 | Sec. 9 | T. 9 N., | R. 27 E. |
| W 1/2 SE 1/4 | Sec. 9 | T. 9 N., | R. 27 E. |
| SE 1/4 SE 1/4, | Sec. 9 | T. 9 N., | R. 27 E. |
| NE 1/4 | Sec. 16 | T. 9 N., | R. 27 E. |
| E 1/2 SE 1/4 | Sec. 16 | T. 9 N., | R. 27 E. |
| NW 1/4 SE 1/4 | Sec. 16 | T. 9 N., | R. 27 E. |
| NE 1/4 | Sec. 21 | T. 9 N., | R. 27 E. |

362 Acres (200 acres new, 162 acres supplemental)